IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.3129 OF 1992.

ALONG WITH

CIVIL APPLICATION NO.2523 OF 2006.

Shivappa Maruti Gurav : Petitioner.

versus

Smt.Kashibai w/o Kallappa Gurav
deceased by her heirs and LRs.
Manohar Kallappa Gurav & ors. : Respondents.

Mr.H.D.Gole for the petitioner
Mr.R.M.Haridas h/f Mr.A.P.Mundergi for the Respondent No.9.

CORAM : D.G.DESHPANDE, J.

DATED : October 18, 2006.

P.C.

1. So far as Civil Application No.2523 of 2006 is concerned, it is for restoration of the Writ Petition 3129 of 1992 which was dismissed

for default on 6th October 2006. Heard. The civil application is allowed. Order of dismissal dated 6th October 2006 is set aside. Writ Petition is restored to file.

2. So far as Writ Petition is concerned, learned advocate Mr.Gole, appearing for the petitioner, files a letter sent by his client Shivappa by post along with envelop and a copy of the order of the Civil Judge, Junior Division. He, therefore, states that though the letter was not signed but since it has been received by post, he may be permitted to withdraw this petition as per the desire of the petitioner. In this view of the matter, permission is granted. Petition is allowed to be withdrawn and disposed of. Rule is discharged. Ad interim order, if any, stands vacated.

[D.G.DESHPANDE, J.]